

Request for Adjournment

TO: Honorable Paul A. Crotty OFFENSE: Misappropriation of Public Funds
U.S. District Court Judge (18 USC 641)

From: Mark R. Johnson Original Sentence Date: October 30, 2007
U.S. Probation Officer

Re: Raphael Agbune Required Submission to Counsel Date:
DKT. # 07 CR 395-01 (PAC) (35)Days) September 25, 2007

Date: September 18, 2007

Defense Counsel : Philip Weinstein

AUSA: Todd Blanche

This adjournment is requested for the following reason:

We have made contact with defense counsel for the purpose of scheduling the presentence interview, however, a date has not yet been set. As it is unlikely that the interview will take place prior to the disclosure date, we respectfully request an adjournment until December 1, 2007, so that we may be able to complete the presentence investigation in compliance with Rule 32.

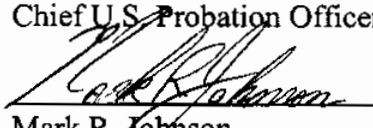
Both parties have been notified, and the Government has no objection to this request. We have not received a response from defense counsel.

It is requested that Your Honor indicate the Court's decision as provided below. Counsel will be notified by copy of this form.

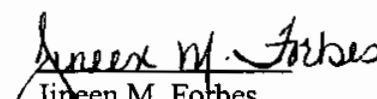
Respectfully submitted,

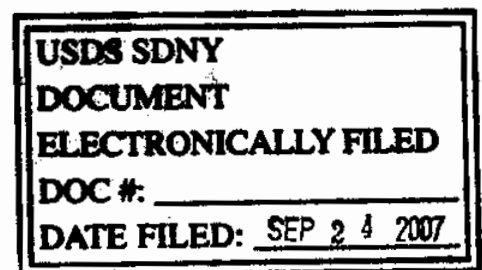
Chris J. Stanton
Chief U.S. Probation Officer

By:


Mark R. Johnson
Senior U.S. Probation Officer
212-805-5168

Approved By:


Jineen M. Forbes
Supervising U.S. Probation Officer



1. AN ADJOURNMENT IS GRANTED: ✓, *but no further adjournments will be granted and defense counsel is requested to facilitate the pre sentence interview at the earliest opportunity here.*
IF APPROVED, NEW DATE OF SENTENCE Thursday - 12/6/07 TIME & ROOM 2:15 pm - 20-C

2. REQUEST IS DENIED _____

9/24/07
DATE

Paul H. Kelly
U.S. DISTRICT COURT JUDGE

cc: Todd Blanche
U.S. Attorney's Office
1 St. Andrew's Plaza
New York, NY 10007

Philip Weinstein
Federal Defenders of New York, Inc.
52 Duane Street, 10th floor
New York, NY 10007